

**TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN**

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**NO. 03-13-00073-CV**

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**In re Keith Russell Judd**

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**ORIGINAL PROCEEDING FROM TRAVIS COUNTY**

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**MEMORANDUM OPINION**

Relator Keith Russell Judd, an inmate in federal prison, has filed a pro se petition for writ of mandamus, asking this Court to order the district court to produce a copy of the record in the underlying lawsuit that Judd has filed against the Texas Secretary of State and the Democratic Party of the State of Texas. Judd asserts that he needs a copy of the record for use as an “appendix” in another petition for writ of mandamus, this one relating to the district court’s alleged failure to rule on his various motions for default judgment and summary judgment in the underlying suit.<sup>1</sup>

Judd has failed to establish that he is entitled to the extraordinary relief requested. *See Walker v. Packer*, 827 S.W.2d 833, 839-44 (Tex. 1992); *Barnes v. State*, 832 S.W.2d 424, 426 (Tex. App.—Houston [1st Dist.] 1992, orig. proceeding); *see also In re Hernandez*, No. 03-13-00002-CV, 2013 Tex. App. LEXIS 569, at \*1-5 (Tex. App.—Austin Jan. 17, 2013,

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<sup>1</sup> Judd has previously filed at least two petitions for writ of mandamus related to the district court’s alleged failure to rule in the underlying suit, both of which this Court has denied. *See In re Judd*, No. 03-12-00617-CV, 2012 Tex. App. LEXIS 10204, at \*1-2 (Tex. App.—Austin Dec. 17, 2012, orig. proceeding) (mem. op.); *In re Judd*, No. 03-11-00690-CV, 2011 Tex. App. LEXIS, at \*1 (Tex. App.—Austin Nov. 16, 2011, orig. proceeding) (mem. op.).

orig. proceeding) (mem. op.). Accordingly, the petition for writ of mandamus is denied. *See* Tex. R. App. P. 52.8(a).

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Bob Pemberton, Justice

Before Justices Puryear, Pemberton and Rose

Filed: February 27, 2013